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14 *Attorneys for Defendants*, BIOMET, INC.,
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15 BIOMET ORTHOPEDICS, INC., DJO
GLOBAL, INC.; and ENCORE MEDICAL,
16 L.P. D/B/A DJO SURGICAL

17 UNITED STATES DISTRICT COURT
18 DISTRICT OF NEVADA, NORTHERN DIVISION
19

20 DEBRA GREGOIRE,
21 Plaintiffs,
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23 vs.

24 BIOMET, INC., BIOMET ORTHOPEDICS,
LLC, F/K/A BIOMET ORTHOPEDICS,
INC., DJO GLOBAL, INC.; and ENCORE
25 MEDICAL, L.P. D/B/A DJO SURGICAL,
and DOES 1 500,

26 Defendants.
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CASE NO. 3:20-cv-00077-MMD-CLB

STIPULATION AND ORDER TO
CONTINUE CASE MANAGEMENT
CONFERENCE AND CASE
MANAGEMENT REPORT

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COMES NOW Defendants BIOMET, INC., BIOMET ORTHOPEDICS, LLC, F/K/A BIOMET ORTHOPEDICS, INC., DJO GLOBAL, INC. and ENCORE MEDICAL, L.P. D/B/A DJO SURGICAL and Plaintiff, DEBRA GREGOIRE, by and through their undersigned counsel of record and hereby stipulate and agree to continue the parties Case Management Conference currently schedule for Thursday July 23, 2020, at 11:00 and Case Management Report currently due on or about July 16, 2020, by thirty days (30) days or to date convenient for the Court.

Reason for Continuance

In accordance with the Court's Order Setting Case Management Conference (Doc. 42), the Parties held a discovery-planning conference by telephone on July 13, 2020. Under the Court's current Order, the Case Management Report is due July 16, followed by the Case Management Conference on July 23, which requires lead counsel for each side to appear by video. (Order; Doc. 42 at 1:18-19).

Defendants' lead counsel (Mr. Swayze) underwent total joint replacement surgery on June 29, 2020. Mr. Swayze respectfully seeks thirty (30) days to navigate his post-surgical medical care during the current COVID-19 crisis to ensure his speedy and complete recovery. Additionally, the delays associated with information gathering and client communications during COVID-19 have been substantially impaired and additional time is respectfully requested.

Plaintiff and Defendants' counsel have discussed the situation and stipulate to continue this matter's current deadlines as follows:

Original Deadline

- Case Management Report: July 16, 2020
- Case Management Conference: July 23, 2020

Proposed Deadline

- Case Management Report: August 14, 2020
- Case Management Conference: August 24, 2020

1 This stipulation is made in good faith and not for the purpose of delay.

2 DATED this 15th day of July, 2020.

DATED this 15th day of July, 2020.

3 LEWIS BRISBOIS BISGAARD & SMITH

BEASLEY, ALLEN, CROW,
METHVIN, PORTIS & MILES, P.C.

4 /s/ Walter H. Swayze III, Esq.
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Attorneys for Plaintiff DEBRA GREGOIRE

21 IT IS SO ORDERED.

22 Dated: July 15, 2020

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UNITED STATES MAGISTRATE JUDGE

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ORDER

IT IS SO ORDERED.

Dated this ____ day of _____, 2020.

U.S. DISTRICT COURT JUDGE